



Re: Wallace Yard and Spur Lines Site

Himmelhoch, Sarah (ENRD)

to:

Darrell.Early, Gail.Wurtzler

04/08/2010 12:22 PM

Cc:

Clifford Villa, craig.trueblood, Robert.Lawrence, rebecca.gibson

Hide Details

From: "Himmelhoch, Sarah (ENRD)" <SHimmelh@ENRD.USDOJ.GOV>

To: <Darrell.Early@deq.idaho.gov>, <Gail.Wurtzler@dgsllaw.com>,

Cc: Clifford Villa/R10/USEPA/US@EPA, <craig.trueblood@klgates.com>,

<Robert.Lawrence@dgsllaw.com>, <rebecca.gibson@dgsllaw.com>

I filed it as unopposed, but it couldn't hurt

Sent Using U.S. DOJ/ENRD BES Server

**From:** Darrell.Early@deq.idaho.gov <Darrell.Early@deq.idaho.gov>

**To:** Himmelhoch, Sarah (ENRD); Gail.Wurtzler@dgsllaw.com <Gail.Wurtzler@dgsllaw.com>

**Cc:** Villa.Clifford@epamail.epa.gov <Villa.Clifford@epamail.epa.gov>; craig.trueblood@klgates.com <craig.trueblood@klgates.com>; Robert.Lawrence@dgsllaw.com <Robert.Lawrence@dgsllaw.com>; rebecca.gibson@dgsllaw.com <rebecca.gibson@dgsllaw.com>

**Sent:** Thu Apr 08 14:45:00 2010

**Subject:** RE: Wallace Yard and Spur Lines Site

I suggest that the RR's file statements indicating no objection to the entry of the Consent Decree. Otherwise, the Judge may be inclined to let the normal motion response time clock run its course.

Darrell G. Early, Deputy Attorney General

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**From:** Himmelhoch, Sarah (ENRD) [<mailto:Sarah.Himmelhoch@usdoj.gov>]

**Sent:** Thursday, April 08, 2010 12:36 PM

**To:** Wurtzler, Gail

**Cc:** Villa.Clifford@epamail.epa.gov; craig.trueblood@klgates.com; Darrell Early; Lawrence, Robert; Gibson, Rebecca

**Subject:** RE: Wallace Yard and Spur Lines Site

I'll look into this and get back to you tomorrow – have meetings the rest of today. I share your sense of urgency.

**From:** Wurtzler, Gail [<mailto:Gail.Wurtzler@dgsllaw.com>]

**Sent:** Thursday, April 08, 2010 2:34 PM

**To:** Himmelhoch, Sarah (ENRD)

**Cc:** Villa.Clifford@epamail.epa.gov; craig.trueblood@klgates.com; Darrell.Early@deq.idaho.gov; Lawrence, Robert; Gibson, Rebecca

**Subject:** Wallace Yard and Spur Lines Site

Sarah,

Bob and I understand that Idaho counsel for the railroads filed a response to the State of Idaho's motion to intervene yesterday stating that the railroads had no objection to the motion being granted. Are you planning to file something similar for the US or just state in the motion for entry of the consent decree that the US has no objection to the motion to intervene?

In any event, the railroads would like to expedite entry of the consent decree. The railroads seek to finish the construction work this season. They are about ready to issue the contract for construction but cannot do so until the consent decree is entered.

We would very much appreciate anything that you could do to move the consent decree entry process along. Thanks.

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